

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2001 General Assembly.

## SENATE ENROLLED ACT No. 97

AN ACT to amend the Indiana Code concerning alcoholic beverages.

*Be it enacted by the General Assembly of the State of Indiana:*

SECTION 1. IC 7.1-3-6.5 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2003]:

**Chapter 6.5. Tracking of Beer Kegs**

**Sec. 1.** As used in this chapter, "keg" means a brewery sealed individual container of beer:

- (1) destined for retail sale; and
- (2) having a liquid capacity of at least seven and three-fourths (7 3/4) gallons.

**Sec. 2.** As used in this chapter, "person" means a person who is not a permittee.

**Sec. 3.** A permittee who sells a keg of beer for consumption at a place other than a licensed premises must place an identification marker on the keg at the time of sale. The commission shall prescribe the form of the identification marker. The identification marker must:

- (1) enable the identification and tracking of the seller of beer;
- (2) be removable or reusable when the keg is returned to the wholesaler for refilling; and
- (3) contain other information that the commission requires.

**Sec. 4.** A person who purchases a keg of beer for consumption at a place other than a licensed premises must sign a receipt for the



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- keg. The commission shall prescribe a form for the receipt that:
- (1) enables the identification and tracking of the purchaser of beer; and
  - (2) contains other information that the commission requires.
- Sec. 5. The commission may impose a civil penalty under IC 7.1-3-23-3 or suspend the permit of a permittee who sells a keg of beer for consumption at a place other than a licensed premises and who at the time of sale fails to:
- (1) place an identification marker on the keg; or
  - (2) obtain a signed receipt from the purchaser.
- Sec. 6. A person who:
- (1) possesses a keg of beer without an identification marker required under this chapter;
  - (2) possesses a keg of beer with an altered identification marker; or
  - (3) provides false information on a receipt required under this chapter;
- commits a Class B infraction.

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President of the Senate

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President Pro Tempore

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Speaker of the House of Representatives

Approved: \_\_\_\_\_

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Governor of the State of Indiana

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SEA 97 — Concur+

